



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ARNOLD et al.
Title: NITRIC OXIDE-RELEASING POLYMERS
Application No.: 10/588,718
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Examiner: Unassigned
Art Unit: 1616
Confirmation No.: 1962

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits. Therefore no fee is due.

RELEVANCE OF EACH DOCUMENT

Documents with the double asterisk in the "Cite No." column on the attached form PTO/SB/08 designate references cited in the specification of the present application. Document B60 was listed as US 2003/0077243 in the specification. Relevance for these documents can be found in the specification.

Document B89 is the publication of the parent International application of the present application. Copies of the search report and the reference cited in the search report were provided with the Information Disclosure Statement filed August 8, 2006.

Document B74 is the publication of a related co-pending U.S. patent application. Document B90 is the parent International application of document B74. (Please note that no copy of the publication of document B90 is available. However, a copy of the description and claims from the WIPO web cite is provided.) Documents B47 and B121 were cited in the search report of document B90 and the remaining reference cited in the search report was cited in the above noted Information Disclosure Statement. A copy of the search report is attached at the end of document B90.

B76 is the publication of a corresponding U.S. patent application. Document B101 is the publication of a related co-pending International application of document B76. Documents B47 and B73 were cited in the search report of document B101 and the remaining reference cited in the search report was cited in the above noted Information Disclosure Statement. A copy of the search report is attached at the end of document B101.

The remaining documents were found during a search of related and corresponding U.S. patent applications listed as documents B74 and B76 above.

Documents B1-B211, B213-B220, and B222-B233 are in English. Documents B212 and B221 are in German. Relevance for document B212 can be found in the specification.

No English translations or English abstracts are available for documents B212 and B221. The absence of translations does not relieve the PTO from its duty to consider the submitted documents (37 CFR §1.98 and M.P.E.P. § 609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicants believe that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date October 12, 2007

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